

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of SMIT et al.

Application No.: 08/807,506

Filed: February 26, 1997

For: GRADUAL MODIFICATION, SUPER-AGONISTS AND ANTAGONISTS OF
SIGNAL PROTEINS AND PEPTIDES

Art Unit: 1648

Examiner: Timothy M. Brown

Attorney Docket No: 7392/71226

Customer No: 42798

April 29, 2004

**REQUEST FOR STATUS INFORMATION ON
THE SUPPLEMENTAL AMENDMENT FILED
JANUARY 15, 2003**Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants' representative attaches a copy of the post card receipt that shows the U.S. Patent and Trademark Office received the Supplemental Amendment filed on January 15, 2003 and specifically, but respectfully, points out that said Supplemental Amendment is nowhere acknowledged in the April 19, 2004 Office Action as having been ever made available to the Examiner for his review.

Applicants' representative therefore respectfully requests that the January 15, 2003 Supplemental Amendment be located within the U.S. Patent and Trademark Office, docketed, entered and provided to the Examiner. Otherwise, it seems rather unfair to Applicants and the Examiner for examination on the merits to proceed on amended claims of record but not made available to the Examiner.

Applicants' representative acknowledges that he left a voice mail message for the Examiner consistent with the foregoing on April 29, 2004.

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Since it appears that the April 19, 2004 Office Action did not address claims presented, it is also requested that the response time be re-set after the Examiner has been afforded time to review the January 15, 2003 Supplemental Amendment.

The favor of early consideration of this Request is respectfully solicited.

This Request (2 pages) with a one-page attachment (photocopy of post card receipt) were filed by facsimile to 703-872-9306 this 29th day of April 2004.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

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Date: January 15, 2003

Atty Docket: 7392/71226

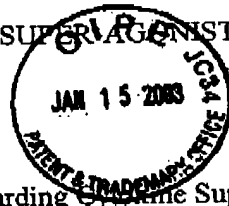
Due Date: N/A

Applicant(s): SMIT et al.

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Paper(s) filed:

- 1) Supplement Amendment
- 2) Abstracts of Literature References Regarding ~~Super~~ Super Family

PLEASE DATE STAMP AND RETURN VIA COURIER